

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MARCH 07, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, February 28, 2006. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **SPECIAL PRESENTATIONS:**
 - A. Presentation of the County-City Volunteer of the Month Award to Ole Buck for his services with the Lincoln Police Department.

 - B. Presentation of the Commissioners Award of Excellence to Tina Coffey, an employee with Lancaster Manor, for February, 2006.

 - C. Request to submit a continuation grant to the Drug Free Communities Program at the Substance Abuse and Mental Health Services Administration (SAMHSA) - Melissa Money Beecher, Drug Free Communities Rural Outreach Coordinator

- 3) **CLAIM FOR REVIEW:**
 - A. Payment Vouchers 57507 and 57508, dated February 10, 2006 - Cooperative Extension is requesting payment to B & H, in the total amount of \$2,111.25, for a camera, flash card and accessories.

- 4) **CLAIMS:** Approval of all claims processed through Tuesday, March 7, 2006.

- 5) **PUBLIC HEARINGS:**
 - A. County Final Plat No. 05107, Wendelin Estates, requested by Design Associates on behalf of Debra Wendelin, for one lot on property generally located at Southwest 62nd Street and West Sprague Road in Lancaster County, Nebraska. (See New Business Item 6A and 6B for correlating documentation.)

<p style="text-align:center">THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.</p>

5) **PUBLIC HEARINGS CONTINUED:**

B. County Special Permit No. 06002, requested by Ron Schuster, for authority to locate a temporary mobile home for one year to be used as a second residence on the site so that family members can provide medical assistance and supervision while allowing for independent living on property generally located at Southwest 14th Street and West Princeton Road in Lancaster County, Nebraska. (See New Business Item 6C for correlating resolution)

C. Automatic renewal of the following retail liquor and beer licenses issued in Lancaster County and outside the corporate limits of any city, pursuant to Resolution No. R- 00-148, adopted December 12, 2000, for which the County Clerk has received no protests:

Bennet Hideaway Bed & Breakfast
Branched Oak Marina
Castaways Bar & Grill on Branched Oak
Castaways Bar & Grill/Pawnee Marina
Crooked Creek Golf Club
Dusty's Bar & Grill
Emerald Mini-Mart
Firethorn Golf Club
HiMark Golf Club
Hidden Valley Golf Course & Club
Hillcrest Country Club
James Arthur Vineyards
Kabredlos #117
Lincoln Izaak Walton League

Major Oil
Merle's Food & Drink
Mike's 66 & Towing Company
Outpost Tavern
Pla-Mor Ballroom
Prime Country Winery
Raymono's Pizza Plus
Shoemaker's Stop Truck South
Silver Spoke Saloon
Star City Hockley
Toni's Corner
U-Stop Convenience Shop
Veterans FW 3606
Yankee Hill Country Club

D. Continuation of a public hearing regarding an application for a Class D (Spirits, Wine, Beer Off Sale Only) liquor license for Casey's Retail Company d/b/a Casey's General Store #2721 (formerly Gas 'N Shop), located at 4003 West Highway 34 and an application for Corporate Manager for Sharon Kay Nelson Scusa in connection with said license. (See New Business Item 6D for correlating documentation.)

E. Continuation of a public hearing regarding County Change of Zone No. 05079, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Alan Baade, on property generally located northwest of South 82nd Street and Roca Road in Lancaster County, Nebraska.

F. Continuation of a public hearing regarding County Preliminary Plat No. 05017, Red Cedar Ridge, requested by Lyle Loth of ESP on behalf of Alan Baade, owner, on property generally located northwest of South 82nd Street and Roca Road in Lancaster County, Nebraska.

6) **NEW BUSINESS:**

- A. A resolution in the matter of County Final Plat No. 05107, Wendelin Estates, requested by Design Associates on behalf of Debra Wendelin, for one lot on property generally located at Southwest 62nd Street and West Sprague Road in Lancaster County, Nebraska. (R-06-0013)
- B. A subdivision agreement with Debra Wendelin for County Final Plat No. 05107, Wendelin Estates, on property generally located at Southwest 62nd Street and West Sprague Road in Lancaster County, Nebraska. (C-06-0070)
- C. A resolution in the matter of County Special Permit No. 06002, requested by Ron Schuster, for authority to locate a temporary mobile home to be used as a second residence for health related reasons on property generally located at Southwest 14th Street and West Princeton Road in Lancaster County, Nebraska. (R-06-0012)
- D. A resolution in the matter of an application for Corporate Manager for Sharon Kay Nelson Scusa and an application for a Class D (Spirits, Wine, Beer Off Sale Only) liquor license for Casey's Retail Company d/b/a Casey's General Store #2721 located at 4003 West Highway 34, Lancaster County, Nebraska. (R-06-0014)
- E. A resolution authorizing the installation of traffic signs at various location within Lancaster County. (R-06-0015)
- F. An application for a Special Designated License from Ken's Liquor, Inc. to provide liquor beverage service for a wedding reception on Saturday, April 22, 2006 from 3 p.m. to 1 a.m. at the Waverly Foundation Hall, located at 11120 North 141st Street in Lancaster County, Nebraska.
- G. A grant contract with the Friendship Home to provide funding for the community-driven initiatives to address violence against women among diverse and traditionally under served populations while strengthening legal advocacy services for victims of domestic abuse and dating violence, in the amount of \$60,770. Term of the grant contract is January 1, 2006 to December 31, 2006. (C06-0071)
- H. An agreement with Simplex Grinnell for the inspection and testing of the fire alarm systems at the Lancaster County Corrections Department. Term of the agreement is March 1, 2006 to February 28, 2007. The County will pay \$9,708.50 for the services. (C-06-0072)

6) **NEW BUSINESS CONTINUED:**

- I. An agreement between the Lancaster County Youth Services Center and the State of Nebraska, Department of Health and Human Services for the provision of detention services for youth committed to, or placed with the State's Office of Juvenile Services. The County will be paid \$222.50 per youth per day. Term of the agreement is October 1, 2005 through September 30, 2006. (C-06-0082)
- J. A business associate agreement between Lancaster County and Benefitfocus.com. The agreement assures compliance with Health Insurance Portability and Accountability Act (HIPAA) Privacy and Security Rules. (C-06-0084)
- K. A customer service agreement with Benefitfocus.com/Blue Cross Blue Shield of Nebraska for an electronic data base and employee enrollment and communication services for Lancaster County's self-funded group health plan. (C-06-0085)
- L. Addendum No. 1 to the Benefitfocus.com/Blue Cross Blue Shield of Nebraska customer service agreement which inserts a hold harmless and independent contractor provision into the agreement. (C-06-0086)
- M. Recommendation from the Purchasing Agent and the County Engineer to award a bid to Dobson Brothers Construction, in the amount of \$1,098,637.26, for asphaltic concrete resurfacing and paving at various locations within Lancaster County. (B-06-0007)
- N. Recommendation from the Purchasing Agent and the County Engineer to award a bid to Hartmann Construction Company, in the amount of \$207,993.44, for grading construction at various locations within Lancaster County. (B-06-0008)
- O. Recommendation from the Purchasing Agent and the County Engineer to award a bid to L.J. Webb Contractor, Inc., in the amount of \$76,272.80, for culvert replacement and maintenance at various locations within Lancaster County. (B-06-0009)
- P. Recommendation from the Purchasing Agent and the County Engineer to award a bid to M.E. Collins Contracting, in the amount of \$71,408.46, for concrete box culverts at various locations within Lancaster County. (B-06-0010)

6) **NEW BUSINESS CONTINUED:**

- Q. Recommendation of the Purchasing Agent and the Lancaster County Engineering Department (County Shop) to award a bid to Whitehead Oil Company for small load motor fuel. This will be a three year agreement with an option to renew for one additional three year period. Unit prices and products are per attached specification number 06-054. (B-06-0011)
- R. Full release and assignment to Hartford Insurance regarding a claim for a loss occurring January 19, 2006.
- S. Appointment and reappointment of the following individuals to the Indigent Defense Advisory Committee:
 - ▶ Brad Roth, term to expire May 10, 2008 (replacing Mary Gaines)
 - ▶ Andrew Strotman, term to expire May 10, 2009 (reappointment)
- T. Appointment of Michael Cornelius to the Lincoln-Lancaster Planning Commission to fulfill the unexpired term of Melinda Pearson, ending on August 24, 2009.

7) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Receive and Place on File:
 - 1. County Clerk's Monthly Report for February, 2006.
- B. Leasehold contracts relating to road construction between the Lancaster County Engineering Department and the following individuals:
 - ▶ Marvin Mueller, in the amount of \$10, at North 148th and Holdrege Streets; Project CP-J-143 (C-06-0073)
 - ▶ Claude Jensen, in the amount of \$10, at 12100 South 190th Street; Project CP-R-136. (C-06-0074)

7) **CONSENT ITEMS CONTINUED:**

C. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:

- ▶ Wayne O. and Ruby A. Cheney, in the amount of \$684, east of South 134th Street and Bennet Road; Project CP-R-136. (C-06-0075)
- ▶ Larry and Deborah A. Heidtbrink, in the amount of \$1,023, at Northwest 112th Street and West Waverly Road; Project CP-E-152. (C-06-0076)
- ▶ Kenneth D. and Larry D. Jensen, in the amount of \$1,146, at South 176th Street and Wittstruck Road; Project CP-R-151. (C-06-0077)
- ▶ Peggy L. King, in the amount of \$1,268, at North 148th Street and Alvo Road; Project CP-H-130. (C-06-0078)
- ▶ Irene Peters at North 148th and Holdrege Streets; Project CP-J-143. This is a donation. (C-06-0079)
- ▶ Ronald O. and Diane L. Safranek, in the total amount of \$470, east of Southwest 114th Street on West Martell Road; Project CP-U-10. (2 contracts) (C-06-0080 and C-06-0081)

8) **EMERGENCY ITEMS AND OTHER BUSINESS:**

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will not hold a Staff Meeting on Thursday, March 9, 2006 due to attendance at the Southeast Nebraska County Officials Association in Beatrice, Nebraska.
- B. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

10) **PENDING:**

- A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Placed on pending September, 2004.)
- B. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)

10) **PENDING CONTINUED:**

- C. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)
- D. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)
- E. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)
- F. A resolution regarding the creation of a joint public agency as provided by the Joint Public Agency Act with the participation of the County of Lancaster and the City of Lincoln. The Joint Public Agency is being created to provide for the design, acquisition of land and construction of improvements for the Rural to Urban Roadway Transition Streets Program (RUTS) and the design and acquisition of land for the East Beltway. (R-05-0109) (Placed on pending September, 2005.)
- G. Vacation of a portion of South 162nd Street located in the Southwest Quarter of Section 26, Township 9 North, Range 8 East, of the 6th P.M., in Lancaster County, Nebraska. (Placed on pending October, 2005.)
- H. A resolution in the matter of County Change of Zone No. 05063, from AG Agricultural District to AGR Agricultural Residential District, requested by Steven Schmidt, on property generally located southeast of the corner of North 105th Street and Alvo Road/Highway 34 in Lancaster County, Nebraska. (R-05-0140) (Placed on pending November, 2005.)
- I. A resolution in the matter of County Final Plat No. 05094: Wyndam Place 2nd Addition, consisting of two lots and one outlot on property generally located at North 176th and Holdrege Streets, and more specifically Knotting Drive and North 179th Street, in Lancaster County, Nebraska. (R-05-0152) (Placed on pending February, 2006.)

10) **PENDING CONTINUED:**

J. A subdivision agreement with Bernie and Connie Heier, for County Final Plat No. 05094, Wyndam Place 2nd Addition, on property generally located at North 176th and Holdrege Streets, more specifically Knotting Drive and North 179th Street in Lancaster County, Nebraska. (C-05-0575) (Placed on pending February, 2006.)

11) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MARCH 07, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, February 28, 2006. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.

2) **ADDITIONS AND DEDUCTIONS:**

Approval of 278 additions and deductions to the tax assessment rolls per Attachment "A".

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

First Lutheran Church
Madonna Rehabilitation Hospital
Nebraska Conference of United Church of Christ (2 exemption applications)
NET Foundation for Television
Reach Out Christian Center
St. Monica's

- 4) **RECONSIDERATION OF ACTION TAKEN ON FEBRUARY 28, 2006 REGARDING AN APPEAL OF LATE FILING PENALTY ON PERSONAL PROPERTY FOR 2005:** (Taxpayer received notice that appeal would be considered on March 7, 2006.)

El Sitio Restaurant

5) **ADJOURNMENT:**

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